

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

JANA CHURCHWELL,)	
)	
)	
Plaintiff,)	Civil Action No.
)	
v.)	1:17-CV-00299
)	
CITY OF CONCORD,)	Jury Trial Demanded
)	
Defendant.)	
_____)	

**PLAINTIFF’S RESPONSE IN OPPOSITION TO DEFENDANT’S
MOTION FOR SUMMARY JUDGMENT**

Comes now the Plaintiff, by and through counsel pursuant to Rule 56 of the Federal Rules of Civil Procedure and Local Rule 7.1, and moves the Court for an Order denying Defendant’s Motion for Summary Judgment, as Defendant has not met its burden under Fed. R. Civ. P. 56 of proving there are no genuine issues of material fact remaining in Plaintiff’s claim for disability discrimination. Further, the undisputed material facts show that Plaintiff is entitled to Summary Judgment on her claim of failure to accommodate.

In support of this Response, Plaintiff relies on a Memorandum in Support of Plaintiff’s Response In Opposition To Defendant’s Motion for Summary Judgment, filed simultaneously herewith and Plaintiff’s previously filed Memorandum in Support of her Motion for Partial Summary Judgment.

THIS the 30th day of April, 2018.

Respectfully submitted.

/s/ KIRK J. ANGEL

Kirk J. Angel NCSB#: 33559

Attorney for the Plaintiff

THE ANGEL LAW FIRM, PLLC

109 Church Street N

Concord NC 28025

PO Box 1296 (28026)

Telephone: 704.706.9292

Facsimile: 704.973.7859

e-mail: kirk@mailalf.com

JANA CHURCHWELL,

V.

Defendant.

1:17-CV-00299

Respectfully submitted,

/s/ KIRK J. ANGEL

Kirk J. Angel NCSB# 33559

THE ANGEL LAW FIRM, PLLC

109 Church Street N

Concord NC 28025

PO Box 1296 (28026)

Telephone: 704.706.9292

Facsimile: 704.973.7859

e-mail: kirk@mailalf.com

Attorney for Plaintiff